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FACULTY OF LAW - UNIVERSITY OF TORONTO

INDUSTRIAL PROPERTY

1984 Syllabus

1. TRADE MARKS AND UNFAIR TRADING:

References: Fox, "Canadian Law of Trade Marks", 3rd ed., (1972)
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Note: The underlined numbers at the left of some of the case citations below are page numbers in the following materials, where extracts from the case will be found.

(1) 1 Trade Marks Act, R.S.C. 1970, c. T-10

(2) Goodwill:

42 Haig v. Forth Blending, (1953), 70 R.P.C. 259, 261 ("Dimple" bottle)
44 Star Industrial v. Yap Kwee Kor, [1976] F.S.R. 256, 269-270 (Ace Brand)
49 Bollinger v. Costa Brava, [1960] R.P.C. 16; [1961] R.P.C. 116 (Champagne)
54 Vine Products v. MacKenzie, [1969] R.P.C. 1, 23-24, 27, 29 (Sherry)
60 Bulmer v. Bollinger, [1978] R.P.C. 79, 93-100, 117 (Champagne Cider)
74 Erven Warnink v. Townend, [1980] R.P.C. 31 (Advocaat)

(3) Section 7 of the Trade Marks Act:

MacDonald v. Vapor, [1977] 2 S.C.R. 134
Asbjorn Hogard v. Northwest Tackle, (1981), 56 C.P.R. (2d) 115

(4) The elements of passing off:

(a) Length of time plaintiff has traded:

97 Licensed Victuallers v. Bingham, (1888), 38 Ch. D. 139, 142-143
Stannard v. Reay, [1967] R.P.C. 389 (Mr. Chippy)
Stringfellow v. McCain, [1984] F.S.R. 175, 194, 196
Maxwell v. Hogg, (1867) L.R. 2 Ch. App. 307 (Belgravia)
B.B.C. v. Talbot, [1981] F.S.R. 228 (Carfax)
Elida Gibbs v. Colgate-Palmolive, [1983] F.S.R. 95 (tree theme)

(b) Territorial extent of plaintiff's reputation:

99 Brestian v. Try, [1958] R.P.C. 161, 170, 173 (Charles of London)
Stork Restaurant v. Sahati, (1948), 166 F. 2d 348
102 Ewing v. Buttercup Margarine, (1917), 34 R.P.C. 232, 237, 239

105 Bernardin v. Pavilion, [1967] R.P.C. 581, 584, 588 (Crazy Horse Saloon)
Maxim's v. Dye, [1977] F.S.R. 364
Athlete's Foot v. Cobra, [1980] R.P.C. 343
Taco Co. v. Taco Bell, (1982), 42 A.L.R. 177
Anheuser-Busch v. Budejovicky Budvar, [1984] F.S.R. , (Budweiser)
Vallé's Steak House v. Tessier, (1980), 49 C.P.R. (2d) 218
Orkin v. Pestco, (1984), C.P.R. (2d)
108 Johnston v. Orr Ewing, (1882), 7 A.C. 219, 229-230 (two elephants ticket)
Barratt v. Auto Electric, (1955), 21 C.P.R. 30
Brewster Transport v. Rocky Mountain Tours, [1931] S.C.R. 336 (Royal Blue Line)

(c) Risk of damage:

110 Day v. Brownrigg, (1878), 10 Ch. D. 294, 304-305 (Ashford Lodge)
Kean v. McGivan, [1982] F.S.R. 119 (Social Democratic Party)
112 McCulloch v. May, (1948), 65 R.P.C. 58, 64-67 (Uncle Mac)
Newsweek v. B.B.C., [1979] R.P.C. 441, 447
Philip Morris v. Reynolds, (1976), 188 U.S.P.Q. 289 (Lights)
My Kinda Town v. Soll, [1984] R.P.C. 407
117 Walter v. Emmott, (1885), 54 L.J. Ch. 1059, 1061-1065 (The Mail)
Champagne Moet et Chandon v. Sainsbury, (1982) 6 E.I.P.R. D-127
Big O v. Goodyear, (1977) 195 U.S.P.Q. 417 (Big Foot)
Plomien v. National School of Salesmanship, (1943), 60 R.P.C. 209
Fisher v. Star, (1921), 132 N.E. 133 (Mutt & Jeff)
Shaw v. Golden Harvest, [1972] R.P.C. 559 (the One-armed Swordsman)

(d) Similarity of marks:

122 Seixo v. Provezende, (1866), L.R. 1 Ch. App. 192, 194-7
124 Tartan v. Carling, [1970] S.C.R. 323 (Pilcan)
125 Saville v. June Perfect, (1941), 58 R.P.C. 147, 160-163

(e) Similarity of activities:

Francis Day & Hunter v. Twentieth Century-Fox, [1940] A.C. 112 (The Man Who Broke the Bank at Monte Carlo)
130 Yale v. Robertson, (1928), 46 F. 2d 972, 973-974
"The Rational Basis of Trademark Protection", (1927), 49 Harv. L.R. 813
132 Harrods Ld. v. R. Harrod Ld., (1923), 41 R.P.C. 74, 81, 87
Notre Dame v. Twentieth Century-Fox, (1965), 259 N.Y.S. 2d 832
Dallas Cowboys Cheerleaders v. Pussycat, (1979), 203 U.S.P.Q. 161
136 Annabel's v. Schock, [1972] R.P.C. 838, 844
Lego v. Lego, [1983] F.S.R. 155
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Children's TV Workshop v. Woolworths, [1981] R.P.C. 187 (Muppets)
Lorimar v. Sterling, [1982] R.P.C. 395 (Dallas)
Sim v. Heinz, [1959] R.P.C. 75
Booth v. Colgate-Palmolive, (1973), 179 U.S.P.Q. 819

Krouse v. Chrysler, (1974), 1 O.R. (2d) 225
Racine v. C.J.R.C., (1978), 17 O.R. (2d) 370
Athans v. Canadian Adventure Camps, (1978), 17 O.R. (2d) 425
Heath v. Weist-Barron, (1982), 62 C.P.R. (2d) 92
Carson v. Reynolds, (1980), 49 C.P.R. (2d) 57
Exxon v. Exxon, [1982] R.P.C. 69

(f) Nature and extent of recognition and of relief:

Cellular v. Maxton, (1899), 16 R.P.C. 397, 408
Reddaway v. Banham, [1896] A.C. 199 (Camel Hair Belting)
141 Treasure Cot v. Hamley, (1950), 67 R.P.C. 89, 91, 93

(g) Descriptive terms:

144 Fawcett v. Valentine, [1950] Ex. C.R. 246, 254 (True Confessions)
Fawcett v. Popular Mechanics, (1937), 92 F. 2d 181
146 Office Cleaning Services, Ld. v. Westminister Window, (1946),
63 R.P.C. 39, 41-43
149 Burberrys v. Cording, (1909), 26 R.P.C. 693, 701, 704 (Slip-on)
152 Havana Cigar v. Oddenino, (1924), 41 R.P.C. 47, 55-56, 61
(Corona)

(h) Geographical terms:

157 Huntley v. Reading, (1893), 10 R.P.C. 277, 280-281

(i) Surnames:

159 Chivers v. Chivers, (1900), 17 R.P.C. 420, 429-430

(j) Name of the goods:

Linoleum v. Nairn, (1878), 7 Ch. D. 834

(k) Get-up:

161 Lever v. Goodwin, (1887), 4 R.P.C. 492, 506
Haig v. Forth, (1953), 70 R.P.C. 259, 261
162 Edge v. Nicolls, (1911), 28 R.P.C. 582, 588, 594
164 Parke, Davis v. Empire, [1964] S.C.R. 351, 354, 357-358
Sears v. Stiffel, (1964), 376 U.S. 225
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Boston Hockey Assn. v. Dallas Cap, (1975), 510 F. 2d 1004
Job's Daughters v. Lindeburg, (1980), 63 F. 2d 912

(l) Genuine goods:

Seiko Time v. Consumers Distributing, (1981), 29 O.R. (2d)
221, affd. (1982), 34 O.R. (2d) 481, mod. (1984), C.P.R.
(2d)
Revlon v. Cripps, [1980] F.S.R. 85
Wilkinson v. Cripps, [1982] F.S.R. 16
Illustrated Newspapers v. Publicity Services, (1938), 55 R.P.C. 172
Wilts United Dairies v. Robinson, [1957] R.P.C. 220, 237, affd.
[1958] R.P.C. 94

(5) False or misleading representations:

Canada Safeway v. Manitoba Food & Chemical Workers, (1983), 73 C.P.R. (2d) 234
Benjamin v. Distributions Eclair, [1975] F.C. 250, 256
Loutone v. Canadian Everguard, (1972), 5 C.P.R. (2d) 240, 247
Cambridge University Press v. University Tutorial Press, (1928), 45 R.P.C. 335, 345
Copydex v. Noso, (1952), 69 R.P.C. 38
Hubbuck v. Wilkinson, [1899] 1 Q.B. 86
DeBeers v. International G.E.C., [1975] F.S.R. 323
Polydor v. Harlequin, [1980] F.S.R. 26
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R. v. Consumers Distributing, (1981), 54 C.P.R. (2d) 50
R. v. Cunningham, (1974), 13 C.P.R. (2d) 244
R. v. Irving Oil, (1980), 47 C.P.R. (2d) 179
Jabour v. Law Society of B.C. (1983) 66 C.P.R. (2d) 1
R. v. Bristol-Myers, (1980), 45 C.P.R. (2d) 228
Rocois v. Quebec Ready Mix, [1980] 1 F.C. 184
Henuset v. Syncrude, [1980] 6 W.W.R. 218
182 Criminal Code, R.S.C. 1970, c. C-34
R. v. Strong, Cobb, Arner, (1974), 13 C.P.R. (2d) 216

(6) Registration of trade marks:

Galanos v. Registrar, (1983), 69 C.P.R. (2d) 144
Gerhard Horn v. Registrar, (1983), 73 C.P.R. (2d) 23
GWG v. Registrar, (1981), 55 C.P.R. (2d) 1
Registrar v. Provenzano (1978), 37 C.P.R. (2d) 189, Affd. (1979) 40 C.P.R. (2d) 288
Johnson v. Marketing International, [1980] 1 S.C.R. 99
Conde Nast v. Gozlan, (1980), 49 C.P.R. (2d) 250
Nicholson's Application, (1931), 48 R.P.C. 227, 260, mod. (1932), 49 R.P.C. 88
Bombardier v. British Petroleum, (1972), 4 C.P.R. (2d) 204, affd. [1973] F.C. 480
MacEachern v. National Rubber, [1964] Ex. C.R. 135, 142
Siscoe v. Munn, [1959] Ex. C.R. 455, 468-469
Manhattan v. Princeton, (1972), 4 C.P.R. (2d) 6
Mayborn v. Registrar, (1983), 70 C.P.R. (2d) 1
Tubeco v. Association Quebecoise, (1980), 49 C.P.R. (2d) 228
Porter v. Don the Beachcomber, [1966] Ex. C.R. 982
Wenward v. Dynaturf, (1977), 28 C.P.R. (2d) 20
Motel 6 v. No. 6 Motel, (1981), 56 C.P.R. (2d) 44, 55-56
Wian v. Mady, [1965] 2 Ex. C.R. 3
Marineland v. Marine Wonderland, [1974] 2 F.C. 558
Re Andres & Gallo, (1976), 25 C.P.R. (2d) 126

(7) Rights acquired by trade mark registration:

(a) Section 20: bona fide use:

188 Bonus v. Essex. [1965] 1 Ex. C.R. 735, 753-754
Joseph Rodgers & Sons Ltd. v. W.N. Rodgers & Co., (1924), 41 R.P.C. 277

The Hurlbut Company v. The Hurlbut Shoe Company, [1925]

S.C.R. 141

Talbot v. Webley, (1886), 3 R.P.C. 276

190 Stone v. Steelace, (1929), 46 R.P.C. 406, 416-419

(b) Section 22: depreciating the value of goodwill:

194 Clairol v. Thomas, [1968] 2 Ex. C.R. 552, 556, 568-570, 575
Smith Kline & French v. Apotex, (1984), C.P.R. (2d)
Source Perrier v. Fira-Less, (1983), 70 C.P.R. (2d) 61

(c) Section 19: exclusive right to use:

Building Products v. B.P. Canada, (1961), 36 C.P.R. 121, 131

Dunlop v. Booth, (1926), 43 R.P.C. 139, 145-146

Champagne Heidsieck v. Buxton, (1930), 47 R.P.C. 28

Castrol v. Automotive Oil Supplies, [1983] R.P.C. 315

(8) Distinctiveness:

(a) Statutory definition, s. 2:

Registrar v. Hardie, [1949] S.C.R. 483, 489, 492

Liverpool Cable's Application, (1929), 46 R.P.C. 99, 124

199 Lea's Application (1913), 30 R.P.C. 216, 221-222

Crosfield's Application, (1910), 26 R.P.C. 837, 857

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119-120

Anti-Monopoly v. General Mills, (1983) 216 U.S.P.Q. 588

Great Lakes v. The Noshery, [1968] 2 Ex. C.R. 622, 636

Home Juice v. Orange Maison, [1970] S.C.R. 942

Somerlite v. Brown, (1934), 51 R.P.C. 205, 239

Sarco v. Sarco, [1968] 2 Ex. C.R. 537, 542

"Bostitch" Trade Mark, [1963] R.P.C. 183, 197

"Weston" Trade Mark, [1968] R.P.C. 167, 184

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R.P.C. 339, 372, 395, revd. [1973] R.P.C. 297, 336

Moore Dry Kiln v. U.S. Natural Resources (1977), 30 C.P.R.
(2d) 40

Registrar v. Aciers, (1979), 40 C.P.R. (2d) 28

(b) Effect of assignment:

Pinto v. Badman (1891), 8 R.P.C. 181, 191-195

Globelegance v. Sarkissian, [1974] R.P.C. 603, 605

Rey v. Lecouturier, (1910), 27 R.P.C. 268

211 Lacteosote v. Alberman, (1927), 44 R.P.C. 211, 223-225

A & P v. Registrar [1945] Ex. C.R. 233, 242

Dubiner v. Cheerio [1965] 1 Ex. C.R. 524, 543

Magder v. Breck's, [1976] 1 S.C.R. 527

Leather Cloth v. American Leather Cloth, (1863), 4 De G.J. & S.
137, affd. (1865), 11 H.L.C. 523, 534-535

(c) Effect of Licensing:

Hensher v. Restawile, [1975] R.P.C. 31, 37
214 Coles v. Need, (1933), 50 R.P.C. 379, 386-388
Coca-Cola v. Pepsi-Cola, [1938] Ex. C.R. 263, 291-292
Robinson v. Finlay, (1878), 9 Ch. D. 487
Habib Bank v. Habib Bank, [1982] R.P.C. 1
Good Humor v. Good Humor, [1937] Ex. C.R. 61, 73-74
Gray Rocks v. Snowy Eagle, (1972), 3 C.P.R. (2d) 9
Chalet v. Foodcorp (1983) 66 C.P.R. (2d) 56
Mayborn v. Registrar, (1983), 70 C.P.R. (2d) 1
217 Bowden Wire v. Bowden Brake, (1914), 31 R.P.C. 385, 392
Sund v. Beachcombers, (1961), 27 D.L.R. 2d 434
Gattuso v. Gattuso, [1968] 2 Ex. C.R. 609
Dubiner v. Cheerio, [1965] 1 Ex. C.R. 524, 538-544, 556-560,
affd. [1966] S.C.R. 206, 221-222
Weight Watchers v. Weight Watchers, (1973), 8 C.P.R. (2d) 118
Cheerio v. Cheerio, [1965] 1 Ex. C.R. 562
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Re Dickens, [1935] 1 Ch. 267
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Meikle v. Maufe, [1941] 3 All E.R. 144
Netupsky v. Dominion Bridge, [1972] S.C.R. 368

(3) The Berne and Universal Copyright Conventions:

Ludlow v. Canint, [1967] 2 Ex. C.R. 109

(4) Authorship and ownership:

268 Donoghue v. Allied, [1938] 1 Ch. 106, 109-110
Wood v. Boosey, (1867) L.R. 2 Q.B. 346
Hartnett v. Pinkett, (1953), 103 L.J. 204

(5) Subject matter:

Redwood v. Chappell, [1982] R.P.C. 109
British Leyland v. Armstrong, [1982] F.S.R. 481
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Exxon v. Exxon Insurance Consultants [1982] R.P.C. 69
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British Northrup v. Texteam, [1974] R.P.C. 57, 68
CAPAC v. CTV, [1968] S.C.R. 676
Cuisenaire v. South West Imports, [1969] S.C.R. 208
IBM v. Ordinateurs Spirales, (1984) C.P.R. (2d)
Apple v. Franklin, (1983), 219 U.S.P.Q. 113

(6) Originality:

280 Football League v. Littlewoods, [1959] 2 All E.R. 546, 552, 555-556
British Columbia Jockey Club v. Standen, (1983), 73 C.P.R. (2d) 164
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286 Macmillan v. Cooper, (1923), 40 T.L.R. 186, 188
287 Walter v. Lane, [1900] A.C. 539, 548-9, 556
Lipman v. Massachusetts, (1973), 475 F. 2d 565

Roberton v. Lewis, [1976] R.P.C. 169, 175
Time v. Geis, (1968), 293 F. Supp. 130
Batlin v. Snyder, (1976), 189 U.S.P.Q. 753

(7) Infringement:

Performing Right Society v. Rangers, [1975] R.P.C. 626
Rank v. Dodds, [1984] 1 I.P.R.
Warner Bros. v. C.E.S.M., (1971), 65 C.P.R. 215
Vigneux v. Canadian Performing Right, [1943] S.C.R. 348, 361;
retd. [1945] A.C. 108
R. v. Lougheed, (1982), 59 C.P.R. (2d) 107
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Landsberg v. Scrabble, (1984), 221 U.S.P.Q. 1140
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Williams & Wilkins v. U.S., (1974), 487 F. 2d 1345, affd. (1975),
95 S. Ct. 1344
Sony v. Universal City Studios, (1984), 220 U.S.P.Q. 665
Hubbard v. Vosper [1972] All E.R. 1023, 1026-1028, 1031
Schweppes v. Wellingtons, [1984] F.S.R. 210
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The Queen v. Lorimer, (1984) 77 C.P.R. (2d) 262
R. v. Kirkwood, (1983), 73 C.P.R. (2d) 114
R. v. Stewart, (1983), 42 O.R. (2d) 225
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Stenor v. Whitesides, (1948), 65 R.P.C. 1, 9
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King Features v. Kleeman, [1941] A.C. 417, 427
Ware v. Anglo-Italian (No. 1), [1922] MacG. Cop. Cas. 346
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(3) Novelty and originality:

349 Saunders v. Weil, (1893), 10 R.P.C. 29, 33
350 Dean's Rag Book v. Pomerantz, (1930), 47 R.P.C. 485, 491
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(4) Infringement:

R. v. Premier Cutlery, (1981), 55 C.P.R. (2d) 134
358 Re Bayer's Design, (1907), 24 R.P.C. 65, 76-77
Phillips v. Harbro, (1920), 37 R.P.C. 233, 239-240
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Toy Lorder Application, (1978), 36 C.P.R. (2d) 234
Kevi v. Suspa-Verein, [1982] R.P.C. 173, 178-179, 181.

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Melnor v. Lido, [1971] S.C.R. 72

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(2) Subject matter:

Lane-Fox v. Kensington, (1892), 9 R.P.C. 413, 416
423 G.E.C.'s Application, (1943), 60 R.P.C. 1, 4
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Diamond v. Bradley, (1979), 202 U.S.P.Q. 480, affd. (1981),
209 U.S.P.Q. 97
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(4) Novelty:

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(5) Obviousness:

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(8) Remedies:

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(9) Statutory curtailments:

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5. ABUSE OF EXCLUSIVE RIGHTS:

(1) Sales sub modo:

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550 Incandescent v. Cantelo, (1895), 12 R.P.C. 262, 264-265
552 National Phonograph v. Menck, (1911), 28 R.P.C. 229, 245-6

(2) U.S. and U.K. developments:

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(2) The nature of the information sought to be protected:

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